

WASHINGTON STATE DEPARTMENT OF ECOLOGY

WATER RESOURCES/QUALITY PROGRAM

INDUSTRIAL STORMWATER PERMIT

September 21, 2004

Olympia, Washington

Lynn Webber, CSR

Court Reporter

ORIGINAL

A P P E A R A N C E S

HEARING OFFICER: BEV POSTON

Department of Ecology

P.O. Box 47600

Olympia, Washington 98504-7600

1 BE IT REMEMBERED that a hearing by THE
2 DEPARTMENT OF ECOLOGY was held on September 21, 2004, at the
3 hour of 3:36 p.m., at the Olympia center, 222 North
4 Columbia, Olympia, Washington, before Lynn M. Webber, CCR,
5 Notary Public in and for the State of Washington, residing
6 at Seattle, Washington;

7 Whereupon, the following proceedings were had,
8 to wit:

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11 P R O C E E D I N G S

12 MS. POSTON: Let the record show that it is 3:36
13 p.m. on September 21, 2004, and this hearing is being held
14 at the Olympia Center located at 222 North Columbia in
15 Olympia, Washington. The primary purpose of this hearing is
16 to receive public comments regarding the proposed
17 modification to the industrial stormwater general permit.

18 The legal notice of this hearing was published
19 in the Washington State Register on August 18, 2004, Issue
20 No. 14-16-21. In addition the notice of hearings were
21 mailed -- excuse me -- were published on August 18, 2004 in
22 the following newspapers around the state: The Bellingham
23 Herald, the Kennewick-Tri-Cities Herald, the Vancouver
24 Columbian, the Seattle Daily Journal of Commerce and the
25 Spokane Spokesman Review.

1 The Department of Ecology also directly mailed
2 out approximately 1300 hearing announcements to the permit
3 holders, environmental groups, state and federal agencies,
4 the Tribes, and other interested parties. At this time no
5 one has indicated that they would like to provide testimony,
6 but I want to give folks one more opportunity if they would
7 like to provide oral testimony.

8 So I'm opening it up. Anyone?

9 Okay. We had a hearing yesterday in Lynnwood
10 and nobody provided testimony, and we have two more
11 scheduled at the end of the week in Spokane and Ellensburg.
12 So I wanted to let folks know that if any testimony is
13 provided at the hearings that we'll be holding at the end of
14 the week that testimony as well as any written comments that
15 are received are part of the official record for this
16 proposal and they will receive equal weight in the
17 decision-making process. So it doesn't matter if you tell
18 us during a hearing or if you send something in writing. It
19 all receives equal weight.

20 The public comment period ends on September 27th
21 at 5:00 p.m. Please address your comments to Industrial
22 Stormwater General Permit, attention Joyce Smith, Washington
23 State Department of Ecology, Post Office Box 47600, Olympia,
24 Washington 98504-7600. You may also-mail comments to Bill,
25 and the e-mail address -- this is not case sensitive -- is

1 bmoo461@ecy.wa.gov. We also have a fax number if you get in
2 a crunch and want to make some comments at the last minute.
3 The fax number is not listed here. It's area code (360)
4 407-6426. But remember we need to receive the comments
5 before 5:00 September 27th.

6 All oral and written comments that are received
7 during the public comment period are responded to in a
8 document that we call the Response to Comments Summary that
9 will state Ecology's official position on the issues and
10 concerns raised during the public comment period. So if you
11 have questions that you want a formal response to or issues
12 that you want a formal response to and you're submitting
13 written comments I strongly urge you to make sure that you
14 clearly define what those questions and comments are,
15 because we will be formally responding to them in this
16 document.

17 This document it's my understanding hopefully is
18 to be available sometime in very late October or early
19 November of 2004. This document will also automatically be
20 mailed out to anyone who has provided oral or written
21 testimony. But if you haven't provided oral or written
22 testimony and you would like to see this document it's my
23 understanding that we're hoping to get it posted on the
24 stormwater work page around late October, early November so
25 you can also review it there once it's completed.

1 Ecology is hoping to issue the modified permit
2 probably sometime after but no earlier than the very end of
3 October of 2004. So October, November, somewhere in that
4 time frame we're hoping.

5 If Ecology believes that the comments received
6 in writing or any oral testimony that we receive can
7 substantially change the scope or the conditions within the
8 original draft permit modification another public notice of
9 draft and comment period may be necessary which could result
10 in a delay in issuing the modified permit.

11 So, on behalf of Ecology, thank you so much for
12 attending the workshop and the public hearing. And this
13 hearing is adjourned at 3:42 p.m. Thank you.

14 (Hearing adjourned at 3:42 p.m.)
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C E R T I F I C A T E

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

I, the undersigned Notary Public in and for the State of Washington, do hereby certify:

That the annexed and foregoing deposition of each witness named herein was taken stenographically before me and reduced to typewriting under my direction;

I further certify that the deposition was submitted to each said witness for examination, reading and signature after the same was transcribed, unless indicated in the record that the parties and each witness waive the signing;

I further certify that all objections made at the time of said examination to my qualifications or the manner of taking the deposition, or to the conduct of any party, have been noted by me upon said deposition;

I further certify that I am not a relative or employee or attorney or counsel of any of the parties to said action, or a relative or employee of any such attorney or counsel;


I further testify that I am not in any way financially interested in the said action or the outcome

1 thereof;

2 I further certify that each witness before
3 examination was by me duly sworn to testify the truth, the
4 whole truth and nothing but the truth;

5 I further certify that the deposition, as
6 transcribed, is a full, true and correct transcript of the
7 testimony, including questions and answers, and all
8 objections, motions, and exceptions of counsel made and
9 taken at the time of the foregoing examination.

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11 IN WITNESS WHEREOF, I have hereunto set my
12 hand and affixed my official seal this 3rd day of
13 October, 2004.

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18 LYNN M. WEBBER

19 CSR NO. 2763

20 Notary Public in and for
21 the State of Washington
22 residing at Seattle